

HOUSE BILL 26
By Shepard

AN ACT to amend Tennessee Code Annotated, Title 8,
Chapter 23, Part 1 and Title 67, Chapter 4, Part
17, relative to judges.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-23-103, is amended by deleting the section in its entirety and by substituting instead the following:

Beginning on September 1, 2006, the base salaries for state judges and chancellors shall be as follows:

(1) Chancellors, circuit court judges, criminal court judges and law and equity judges shall receive one hundred thirty-eight thousand five hundred dollars (\$138,500) per annum. Judges of the court of appeals and the court of criminal appeals shall receive a salary ten thousand dollars (\$10,000) per annum in excess of that received by the trial judges. Justices of the supreme court shall receive a salary twenty thousand dollars (\$20,000) per annum in excess of that received by the trial judges; and

(2) On July 1, 2007, the base salaries fixed in this section shall be adjusted in accordance with the formula contained in § 8-23-101 (d)(3) reflecting the percentage of change between calendar year 2005 and calendar year 2006. Each succeeding July 1, a similar adjustment shall be made based upon the percentage of change in the average consumer price index between the two (2) calendar years preceding July 1 of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years. No adjustment provided for herein shall exceed five percent (5%) per annum except when the change in the average consumer price index

exceeds ten percent (10%), in which event the adjustment shall be equal to five percent (5%) plus one percent (1%) for each one percent (1%) or fraction thereof beyond ten percent (10%).

SECTION 2. Tennessee Code Annotated, Title 67, Chapter 4, Part 17, is amended by adding the following language as a new, appropriately designated section:

§ 67-4-1711. A judge, who presides full-time over any federal, state or local court located within the state of Tennessee, shall be exempt from the tax imposed by this part.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 4. This act shall take effect September 1, 2006, the public welfare requiring it.